

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

COAST TO COAST TITLE, LLC, SOL
CITY TITLE, LLC, MAGNOLIA TITLE
ARKANSAS, LTD., MAGNOLIA TITLE
FLORIDA, LLC, THE PEABODY
BULLDOG LLC, AND JOHN MAGNESS

Plaintiffs,

v.

TYRRELL L. GARTH, PHILLIP H.
CLAYTON, DEBBIE MERRITT A/K/A/
DEBORAH MERRITT, MATTHEW D.
HILL, CHARLES BURNS, P. GARRETT
CLAYTON, SCOTT M. REEVES, ARIANE
E. YOUNG, TINGLEMERRETT, LLP,
STARREX TITLE FLORIDA, LLC,
LAURIE COOPER, MARKETSTREET
CAPITAL PARTNERS, LLC,
MARKETSTREET CAPITAL PARTNERS
AR, LLC, AND BRIAN A. BREWER

Defendants.

Civil Action No. 4:24-CV-2767

PLAINTIFFS' STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(A)(ii), Plaintiffs Coast to Coast Title, LLC, Sol City Title, LLC, Magnolia Title Arkansas, Ltd., Magnolia Title Florida, LLC, The Peabody Bulldog, LLC, and John Magness (collectively, the “Plaintiffs”) file this Stipulation of Dismissal of the claims that any of the Plaintiffs has asserted against Debbie Merrit a/k/a Deborah Merritt, Matthew D. Hill, Charles Burns¹, P. Garrett Clayton, and Scott M. Reeves (collectively, the “Starrex D&Os”). All of the Starrex D&Os have made an appearance in this case by their filings of either (or both) Motions to Dismiss pursuant

¹ Defendant Charles Burns was previously voluntarily dismissed without prejudice by Plaintiffs on December 27, 2024 (Docket Entry No. 43).

to Rules 12(b)(2) and 12(b)(6). Based on a settlement agreement between Plaintiffs and the Starrex D&Os, Plaintiffs hereby **DISMISS with prejudice** the Complaint filed against the Starrex D&Os by the Plaintiffs. Each party shall bear the costs of court incurred by the respective party.

For clarity, the present dismissal with prejudice is only of the Starrex D&Os. Other Defendants—including Tyrrell L. Garth, Phillip H. Clayton, TingleMerrett, LLP, Starrex Title Florida, LLC, Laurie Cooper, Marketstreet Capital Partners, LLC, Marketstreet Capital Partners AR, LLC, and Brian A. Brewer, are not being dismissed at this time. Defendant Ariane E. Young was voluntarily dismissed without prejudice by Plaintiffs on January 3, 2025 (Docket Entry No. 48).

Dated: March 10, 2025.

Respectfully submitted,

By: /s/
Simon W. Hendershot, III
Ian F. McNeil
Philip D. Racusin
HENDERSHOT COWARD P.C.
1800 Bering Drive, Suite 600
Houston, TX 77057
Trey@hchlawyers.com
IMcNeil@hchlawyers.com
Pracusin@hchlawyers.com

**ATTORNEYS FOR COAST TO COAST TITLE, LLC,
SOL CITY TITLE, LLC, MAGNOLIA TITLE
ARKANSAS, LTD., MAGNOLIA TITLE FLORIDA,
LLC, THE PEABODY BULLDOG, LLC, AND JOHN
MAGNESS**

CERTIFICATE OF SERVICE

I hereby certify that on March 10, 2025, a true and correct copy of the foregoing document was served upon all counsel of record via the Court's CM/ECF.

Eric D. Wade

Attorney in Charge

State Bar No. 00794802

Federal Bar ID: 21401

Stephen H. Lee

State Bar No. 791092

Federal Bar ID: 18313

Mary Anna H. Rutledge

State Bar No. 24096149

Federal Bar ID: 3399718

Nabeela K. Arshi

State Bar No. 24134422

Federal Bar ID: 3872081

PORTER HEDGES LLP

1000 Main Street, 36th Floor

Houston, TX 77002-6336

Telephone: 713-226-6655

Facsimile: 713-226-6255

EWade@porterhedges.com

SLee@porterhedges.com

MRutledge@porterhedges.com

NArshi@porterhedges.com

Steven C. Earl

James E. Graham

STILWELL, EARL & APOSTOLAKIS, LLP

128 Vision Park Blvd., Suite 140

Shenandoah, Texas 77384

steven@woodlandstxlawfirm.com

jim@woodlandstxlawfirm.com

ATTORNEYS FOR DEFENDANTS, STARREX

TITLE FLORIDA, LLC, MARKETSTREET

CAPITAL PARTNERS, LLC, MARKETSTREET

CAPITAL PARTNERS AR, LLC, BRIAN A.

BREWER AND LAURIE COOPER

ATTORNEYS FOR DEFENDANTS

P. GARRETT CLAYTON, MATTHEW D.

HILL, DEBBIE MERRITT, AND SCOTT M.

REEVES

Michelle E. Gray

FOGLER BRAR O'NEIL GRAY, LLP

2 Houston Center

909 Fannin, Suite 1640

Houston, TX 77010

Mgray@foglerbrar.com

ATTORNEY FOR DEFENDANT

TINGLERMERRITT, LLP

Fields Alexander

Amy Parker Beeson

Kaitie Sorenson

BECK REDDEN LLP

1221 McKinney Street, Suite 4500

Houston, TX 77010-2010

falexander@beckredden.com

abeeson@beckredden.com

ksorenson@beckredden.com

ATTORNEYS FOR DEFENDANTS TYRRELL L.

GARTH AND PHILLIP H. CLAYTON

/s/ Philip Racusin

Philip Racusin